

# In the Supreme Court of the State of Alaska

**Madilyn Short, Riley von Borstel,  
Kjrsten Schindler, and Jay-Mark  
Pascua,**

Appellants,

v.

**State of Alaska, Office of  
Management & Budget and  
Department of Administration; and  
Governor Michael J. Dunleavy, in an  
official capacity,**

Appellees.

Supreme Court No. **S-18333**

## **Order**

Petition for Rehearing

Date of Order: **11/4/2022**

Trial Court No. **3AN-22-04028CI**

Before: Winfree, Chief Justice, Maassen, Carney, Borghesan, and  
Henderson, Justices

On consideration of the Petition for Rehearing filed on **10/7/2022**, and the  
Responses filed on **10/24/2022**,

### **IT IS ORDERED:**

1. The Petition for Rehearing is **GRANTED IN PART**.
2. Opinion No. 7622, issued on 9/30/2022, is **MODIFIED** at footnote 1,  
paragraph 2 as follows:

The legislature has since amended the HEIF statute;  
~~removing the HEIF from the general fund and thus making it~~  
~~ineligible for the sweep.~~ Ch. 15, § 3 SLA 2022. Our  
decision is based on ~~reflects~~ the statutes in place during the  
proceedings underlying this appeal.

Entered at the direction of the court.

*Short v. Dunleavy*

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Clerk of the Appellate Courts

  
Meredith Montgomery

cc: Supreme Court Justices  
Judge Zeman  
Publishers (Op No. 7622, 9/30/2022)

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